

JUL 11 2006

JOHN F. CORCORAN, CLERK  
BY: *H. McDonald*  
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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

RITCHIE JOHN HORVATH, III,

Defendant.

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ORDER

CASE NO. 4:05CR00008-006

This case is before the Court on defendant's Motion to Dismiss, Document 315. For reasons stated on the record in open court, this motion is hereby **DENIED**.

The Clerk is directed to send certified copies of this order to counsel or record.

ENTERED: This 11<sup>th</sup> day of July, 2006.

*Sachse G. Kline*  
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SENIOR UNITED STATES DISTRICT JUDGE